



July 12, 2019

Wayne Tedder  
Assistant City Manager  
City of Tallahassee  
300 S. Adams Street  
Tallahassee, FL 32301

Dear Mr. Tedder,

As a follow-up to our recent telephone discussions, we are deeply disappointed to learn the city has decided to challenge the validity of the easement granted to Fairmont by the City Commission in April 2016. Although the Real Estate department has approved construction of a loading/receiving dock in the city garage easement area, having knowledge the city is planning to seek a declaratory judgement will stop construction and prevent Fairmont from obtaining construction financing to complete the project.

The continued suspension of construction will cost Fairmont a minimum of \$600,000 per month. Should the delay cause the building opening to move beyond August 2020, additional and substantial financial damages will occur.

We urge you to re-consider seeking a declaratory judgement. This action suggests the city attorney has not sought an outside counsel opinion. Should the city choose not to move forward with this legal action, we will need written acknowledgement our easement is valid as written and recorded in the public record.

Sincerely,

A handwritten signature in black ink that reads 'Walter Hall'. The signature is fluid and cursive, with the first and last names clearly distinguishable.

Walter Hall, Principal  
Fairmont Development, LLC

CC: Mayor John Dailey  
Reese Goad